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FILE
0072

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NM/TM/28797
24th February 1989

With Compliments

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24th February 1989

FISH & DEAVE
REFERRED TO JHE
NOTED BY [Signature]

Dear Jack,

US Patent Application No. 204 546.
Your ref: FTR 0072 - Our file: 28797

You will have received Jeff Ingerman's letter of 8th February 1989 enclosing an Examiner's report on this application, together with his proposed response.

I am happy with his response, and, with your approval, I will ask him to go ahead and file it.

I do not agree with the US Examiner that US 3 389 705 anticipates claim 1 as filed, since that claim requires that air be admitted into the filter. Since the tube of the claim is said to pass through the filter, and does not therefore form part of it, a mouth piece in which air passes into an internal tube does not anticipate the claim. Nevertheless, I believe that Jeff's proposed amendment to claim 1 clarifies the claim, and may assist the Examiner in understanding the invention.

Our forthcoming meeting in Neuchatel may be a useful opportunity to briefly discuss this application, if you wish.

Yours sincerely,

N. Marlow

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R&G

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